

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

EMANUEL RIVERA,

:

:

Petitioner

CIVIL ACTION NO. 3:17-1616

v.

:

(JUDGE MANNION)

TAMMY FERGUSON,

:

Respondent

:

ORDER

For the reasons set forth in the Memorandum of this date, **IT IS**

HEREBY ORDERED THAT:

1. The petition for writ of habeas corpus, (Doc. [1](#)) is **DISMISSED** without prejudice as premature.
2. The Clerk of Court shall **CLOSE** this case.
3. There is no probable cause to issue a certificate of appealability.
4. Petitioner's motion to stay proceedings (Doc. [3](#)) is **DENIED**.

s/ Malachy E. Mannion

MALACHY E. MANNION

United States District Judge

Dated: December 7, 2017

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